IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 975 OF 2005

WITH

CRI. APPLICATION NO. 980 OF 2005

Smt. Urmila W/o. Rameshchandra Dhal .. Applicant(s).

V/s.

The State of Maharashtra ..Respondents.

Shri A.M. Saraogi for the Applicants.
Shri V.B. Konde-Deshmukh, APP for Respondent -State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 07, 2005

PC :-

1. Both these applications have been filed by the accused in C.R.No. 119/2004 and 122/2004 registered with Kurar Village Police Station, Kandivli (E). It is not necessary to go into merits of the case, as I am inclined to confirm the approach of the lower court in rejecting the anticipatory bail application filed by the present applicant, for the reasons recorded in the impugned order.

2. Shri Saraogi for the applicant, however, contends that the applicant should not be penalised by

the wrong advise given to her by her Advocate. Since, the applicant is a female and is of advance age of 67 years, both the applications are disposed of by requiring the applicant to surrender before the appropriate court and apply for regular bail if so advised.

3. The applicant shall not be arrested till 11th of March, 2005 to enable the applicant to apply before the lower court and seek appropriate relief, as aforesaid. If such application is filed, the same shall be decided on its own merits in accordance with law. The applicant shall give advance notice to the investigating officer before moving the appropriate court for regular bail.

4. The applicant in the meantime, shall co-operate for the purpose of investigation as and when called upon by the investigating officer.

5. Ordered accordingly.

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